



rec 2164

PATENT  
Customer No. 22,852  
Attorney Docket No. 05905.0156

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Tadashi NOGUCHI ) Group Art Unit: 2164  
)  
Application No.: 10/040,369 ✓ ) Examiner: BETIT, Jacob F.  
)  
Filed: January 9, 2002 )  
)  
For: INFORMATION PROCESSING ) Confirmation No.: 2856  
SYSTEM )

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement (IDS) supplements the IDSs filed June 10, 2002, February 3, 2004, and May 3, 2004. Further, this Information Disclosure Statement is being filed after a Final Office Action, is accompanied by a fee of \$180.00 as specified under § 1.17(p), and a certification as specified under § 1.97(e).

Each document listed in this Information Disclosure Statement was first cited in a Notice of Reasons for Refusal ("Notice") from the Japanese Patent Office in a counterpart foreign application, and this Information Disclosure Statement is being filed within three months of the mailing date of that communication.

Copies of the listed foreign patent documents are attached along with corresponding machine translations. In addition, a translation of the listed non-patent

literature document is included along with an English language version of the Notice. A copy of the Notice in Japanese is also attached for the Examiner's convenience.

Applicant does not necessarily endorse the conclusions set forth in the Notice.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: April 21, 2005

By: Anthony Yehli Reg. No. 53,232  
for Richard V. Burgujian  
Reg. No. 31,744

APR 21 2005

Complete if Known

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

1

of

1

Application Number

10/040,369

Filing Date

January 9, 2002

First Named Inventor

Tadashi NOGUCHI

Art Unit

2164

Examiner Name

BETIT, Jacob F.

Attorney Docket Number

05905.0156

## **U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.**

## **FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		JP 05-108636	04-30-1993	Honma MITSURU		Yes
		JP 10-198596	07-31-1998	Nishida YOSHIO		Yes

## **NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		CHIAKI ITO et al., "New FA Computer PROSAT 700 CS Series, Software," Yokokawa Gihou (Technology Report), Vol. 38, No. 1, January 31, 1994, pp. 27-32.	Yes

Examiner  
SignatureDate  
Considered

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.